

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Contempt Petition No. 224 of 2007

Smt. Vimal Singh W/o Late Mahendra singh R/o Quarter No.1, Gola Market Dankpathar Dehradun, District Dehradun. ...Petitioner.

VS

1. Harish Chandra Joshi, Secretary of Education, Uttarakhand Sahshan, Dehradun.
2. Smt. Geeta Notiyal, Joint Director of Education (Basic) Garhwal Mandal, Pauri.
3. Sri Narendra Singh Rana, District Education Officer, Dehradun.
4. Sri Brijlal Sharma, Manager Committee of Management Shishu Vidhya Mandir, Dakpathar, Dehradun.
5. Sri Arti Goswami, Principal Shishu Vidhya Mandir, Dakpathar, Dehradun. ...Respondents

Sri Vivek Shakla, learned counsel for the petitioner.

Dated: -11-10-2007

Hon'ble B.S. Verma, J.

Heard.

By means of this contempt petition, the petitioners have prayed to punish the respondents for flouting the order dated 31-3-2006 passed in Writ Petition No. 151 of 2004 (S/S), Vimal Singh Vs. State of Uttaranchal (Now Uttarakhand) and others whereby the respondent No.2 is directed to consider the same in the light of Diksha Mukti Parman Patra Feb 2007 and the letter dated 26-3-2003 issued by the Director of Education and to pass reasoned and speaking order on the same within a period of one month in respect of claim of the petitioner and consider the same sympathetically.

The petitioner had also filed the copy of the order passed by the respondent No.2 i.e. Joint Director of Education (Basic), Garhwal Mandal Pauri whereby the representation of the petitioner has been decided in favour of the petitioner.

Now, by way of this contempt petition, the petitioner wants recovery against the committee of management. This Court cannot substitute the order and a direction cannot be given to the respondent No.4, if the petitioner feels and if so advised, he may file a fresh writ petition for compliance of the order of the Joint Director against the management committee.

With the said observation, the contempt petition is dismissed.

All applications stands disposed of accordingly.

(B.S.Verma,J)

M.K.